

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LASHLEY CARNEY, RANDY XU, DELMAR)
CONKLIN, DAVID BECKER, SARA HEIFETZ,)
and CHARITY JAMES,)
)
Plaintiffs,)
)
-against-)
)
THE CITY OF NEW YORK; POLICE OFFICER)
FREYRE; POLICE OFFICER RUSSELL JOHN,)
Shield No. 31399; POLICE OFFICER BIENVENI)
MENA, Shield No. 7584; POLICE OFFICER)
STEPHEN NELSON, Shield No. 27285; POLICE)
OFFICER JOSELITO CHAPARRO, Shield No.)
03429; JOHN DOES; RICHARD ROES; HUDSON)
RIVER PARK TRUST,)
)
Defendants.)
-----X

ECF CASE

05 Civ. 7672

**STATEMENT OF
RELATEDNESS**

Now come the plaintiffs by and through their counsel, JEFFREY A. ROTHMAN, Esq., MARTIN R. STOLAR, Esq., and ALAN D. LEVINE, Esq., and make the following statement of relatedness pursuant to Rule 15 of the Rules for the Division of Business Among Judges of the United States District Court for the Southern District of New York.

1. This is a civil rights action in which the plaintiffs seek redress for violation of their constitutional rights suffered by them through the actions of agents of the CITY OF NEW YORK and HUDSON RIVER PARK TRUST during the course of the Republican National Convention (RNC) in late August / early September, 2004.

2. This case raises similar claims concerning the actions of the defendants as those raised in the putative class action *MacNamara v. City of New York, et al.*, 04 Civ. 09216 (KMK), currently pending before Judge Karas, and the numerous other individual actions also pending before Judge Karas stemming from the RNC. These claims include,

inter alia, claims for 1st Amendment violations, claims for false arrest and related constitutional torts, claims for the conditions of confinement at Pier 57 and 100 Centre Street, and claims for unreasonable length of detention.

3. The undersigned has already participated in discussions with the Assistant Corporation Counsel heading the City of New York's defense team in these matters, Jay Kranis, Esq., concerning the parameters of consolidated discovery in these actions.

4. Permitting this case to be filed as related to *MacNamara* and the other RNC cases currently pending before Judge Karas will promote a substantial savings in judicial resources.

Dated: August 31, 2005
New York, New York

_____/s/_____
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